

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2004-219-E - ORDER NO. 2006-120  
FEBRUARY 27, 2006

IN RE: Petition of Progress Energy Carolinas, Inc. to ) ORDER DENYING  
Terminate Service ) MOTION FOR  
 ) CONTINUANCE

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Motion to Continue the Hearing Date in this Docket filed by Beatrice Weaver. Because of the reasoning stated below, the Motion is denied.

First, Mrs. Weaver requests a continuance on the ground that the hearing is scheduled to start on Passover, which is immediately followed by Good Friday and Easter Sunday. Mrs. Weaver states that, because she believes that the hearing will likely last several days, this Commission should not begin the hearing during the Easter season. Mrs. Weaver does not really assert any objection to the hearing date based on religious grounds, but only states a belief that the hearing should not begin on Passover and run during the Easter season, since it is likely to last several days. This is not a sufficient ground for granting a continuance. Hearings must be scheduled as the Commission calendar allows.

Second, Mrs. Weaver states that she has made inquiries among the witnesses that she intends to present at the hearing, and they are unable to attend the hearing on Passover and during the Easter season. Mrs. Weaver has failed to present any particularized information from the witnesses themselves regarding their unavailability on those days, and has therefore presented insufficient evidence as to the possible

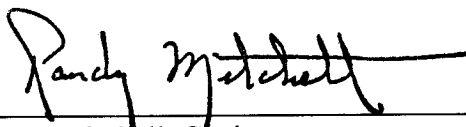
inconvenience of the witnesses. This ground is therefore insufficient to support her Motion.

Third, Mrs. Weaver asserts that because the hearing is likely to last several days, it will present hardships because of transportation and the financial requirements of such a hearing. This, too, is unavailing. When a party pursues litigation, he or she must be prepared to make whatever arrangements are necessary to be present during the times that the hearing is held, and must be prepared to meet all transportation and financial requirements.


The additional grounds cited by Mrs. Weaver are likewise unpersuasive. This Docket has been open since August 2004, and the hearing has been continued on prior occasions. Accordingly, the hearing is long overdue. The Motion is denied.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
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Randy Mitchell, Chairman

ATTEST:

  
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G. O'Neal Hamilton, Vice-Chairman

(SEAL)